

SOUTH CAROLINA PUBLIC SERVICE COMMISSION

HEARING OFFICER DIRECTIVE

DOCKET NO. [2019-390-E](#) ORDER NO. 2020-11-H

FEBRUARY 14, 2020

C. Jo Anne Wessinger Hill
Standing Hearing Officer

DOCKET DESCRIPTION:

Ganymede Solar, LLC's Petition Pursuant S.C. Code Ann. Section 58-27-980 v. Dominion Energy South Carolina, Incorporated and Motion to Maintain Status Quo.

MATTERS UNDER CONSIDERATION:

- (1) MOTION FOR EXTENSION
- (2) MOTION TO COMPEL

HEARING OFFICER ACTIONS:

A response (if any) to motion is due on, or before, ten days from date of service pursuant to 10 S.C. Code Ann. Reg. 103-829(A); however, times may be modified for good cause. 10 S.C. Code Ann. Reg. 103-829(A).

(1) MOTION FOR EXTENSION: On February 5, 2020 by letter, Dominion Energy South Carolina, Inc. (DESC) moves for a five (5) day extension from the later of (a) DESC's deadline to submit its Direct Testimony from its current deadline of February 19, 2020, and (b) the date upon which Ganymede Solar, LLC (Ganymede) submits "adequate discovery responses" to DESC in accordance with this Commission's rules and regulations. DESC states that Ganymede has not received certain discovery responses from Ganymede Solar, LLC, and that Ganymede makes a blanket refusal to adequately respond to DESC's discovery. Ganymede filed its Objections/Responses to Company's First Set of Discovery Responses and its Motion for Protective Order.

DESC presents good cause for adequate time to prepare its responsive direct testimony. There has been no objection to DESC's request for an extension of time for an additional five (5) days from the original due date for pre-filed testimony from DESC. Nothing prohibits these matters from being further addressed or modified if needed by motion of the parties and consent of the Commission.

The request for an extension for five (5) additional days for DESC to file any Direct Testimony on February 19, 2020 is granted and the request for an alternative open-ended extension of time is denied.

(2) MOTION TO COMPEL: On February 11, 2020, DESC filed a Motion to Compel seeking an order compelling Ganymede to respond to DESC's First Set of Discovery Requests and for recovery of reasonable expenses incurred in filing this Motion to Compel. DESC asserts that Ganymede initiated the instant proceeding to avoid an overdue milestone payment in its interconnection agreement through an open-ended extension of time, while evading responsibility as a litigant to participate in the discovery process. DESC seeks expedited consideration of this Motion to Compel in advance of any hearing in this Docket.

This motion was filed on February 11, 2020 and Ganymede has not had adequate time to file or submit a response (if any) to DESC's Motion to Compel. Due to the upcoming scheduled hearing to begin on March 18, 2020, at 10:00 a.m., there is need to shorten the time for Ganymede to file a response (if any), as well as for DESC to file a reply (if any). Accordingly, the due date for Ganymede's response will be February 19, 2020 at 12:00 p.m. (noon) and the due date for DESC's reply will be February 21, 2020 at 12:00 p.m. (noon).